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Attorneys for Defendants,
COUNTY OF LOS ANGELES
(erroneously sued as “COUNTY OF LOS
ANGELES” and “LOS ANGELES
COUNTY SHERIFF’S
DEPARTMENT”), DEPUTY HERNAN
SEBASTIANI, DEPUTY DAVID
ALBARRAN, DEPUTY JUAN
ZAMORA, DEPUTY ROLANDO
IGLESIAS, and SERGEANT MARCOS
ROSALES

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

HELEN ABASCAL,

Plaintiff,

vs.

COUNTY OF LOS ANGELES, a public
entity; LOS ANGELES COUNTY
SHERIFF’S DEPARTMENT, a public
entity; DEPUTY HERNAN
SEBASTIANI, an individual; DEPUTY
DAVID ALBARRAN, an individual;
DEPUTY JUAN ZAMORA, an
individual; DEPUTY ROLANDO
IGLESIAS, an individual; SERGEANT
MARCOS ROSALES, an individual;
and DOES 1-20, INCLUSIVE,

Defendants.

Case No. 2:23-cv-05246-HDV-JC
[Hon. Hernán D. Vera, Dist. Judge;
Hon. Jacqueline Chooljian, M. Judge]

~~[PROPOSED]~~ JUDGMENT

Complaint Filed: June 30, 2023
Trial Date: April 15, 2025

1 **TO ALL PARTIES & THEIR ATTORNEYS OF RECORD:**

2 After a Jury Trial conducted on April 15-22, 2025, on April 22, 2025, the Jury
3 rendered a **Verdict** that necessitates **Granting Judgment to Defendants** on all of
4 Plaintiff's claims and causes of action in this matter.

5 In light of the Court's prior Order granting partial summary judgment [Dkt.
6 177], certain claims by Plaintiff (*e.g.*, Plaintiff's Third Cause of Action for Failure to
7 Intervene), as specified herein below, were at issue when the case was submitted to
8 the jury on April 22, 2025. That same day, at approximately 3:23 p.m., the jury
9 rendered its verdict for Defendants (with Verdict entered shortly thereafter).

10 In light of the jury's verdict, the Court hereby grants and enters **JUDGMENT**
11 in this case as follows:

12 1. On the claim of Fourth Amendment – **Unlawful Detention and Arrest**
13 (42 U.S.C. § 1983) by plaintiff HELEN ABASCAL against defendants COUNTY OF
14 LOS ANGELES (including its LOS ANGELES COUNTY SHERIFF'S
15 DEPARTMENT), DEPUTY HERNAN SEBASTIANI, DEPUTY DAVID
16 ALBARRAN, DEPUTY JUAN ZAMORA, DEPUTY ROLANDO IGLESIAS,
17 SERGEANT MARCOS ROSALES, and DOES 1-10 [First Cause of Action], the
18 Court hereby enters **Judgment in favor of Defendants** on this cause of action and all
19 claims therein. Accordingly, Plaintiff shall recover nothing as to this claim.

20 2. On the claim of Fourth Amendment – **Excessive Force** (42 U.S.C. §
21 1983) by plaintiff HELEN ABASCAL against defendants COUNTY OF LOS
22 ANGELES (including its LOS ANGELES COUNTY SHERIFF'S DEPARTMENT),
23 DEPUTY HERNAN SEBASTIANI, DEPUTY DAVID ALBARRAN, DEPUTY
24 JUAN ZAMORA, DEPUTY ROLANDO IGLESIAS, SERGEANT MARCOS
25 ROSALES, and DOES 1-10 [Second Cause of Action], the Court hereby enters
26 **Judgment in favor of Defendants** on this cause of action and all claims therein.
27 Accordingly, Plaintiff shall recover nothing as to this claim.

1 3. On the claim of Fourth Amendment – **Malicious Prosecution** (42 U.S.C.
2 § 1983) by plaintiff HELEN ABASCAL against defendants COUNTY OF LOS
3 ANGELES (including its LOS ANGELES COUNTY SHERIFF’S DEPARTMENT),
4 DEPUTY HERNAN SEBASTIANI, DEPUTY DAVID ALBARRAN, DEPUTY
5 JUAN ZAMORA, DEPUTY ROLANDO IGLESIAS, SERGEANT MARCOS
6 ROSALES, and DOES 1-10 [Fourth Cause of Action], the Court hereby enters
7 **Judgment in favor of Defendants** on this cause of action and all claims therein.
8 Accordingly, Plaintiff shall recover nothing as to this claim.

9 4. On the claim of Fifth and Fourteenth Amendments – **Due Process**
10 **[Violation]** (42 U.S.C. § 1983) by plaintiff HELEN ABASCAL against defendants
11 COUNTY OF LOS ANGELES (including its LOS ANGELES COUNTY
12 SHERIFF’S DEPARTMENT), DEPUTY HERNAN SEBASTIANI, DEPUTY
13 DAVID ALBARRAN, DEPUTY JUAN ZAMORA, DEPUTY ROLANDO
14 IGLESIAS, SERGEANT MARCOS ROSALES, and DOES 1-10 [Fifth Cause of
15 Action], the Court hereby enters **Judgment in favor of Defendants** on this cause of
16 action and all claims therein. Accordingly, Plaintiff shall recover nothing as to this
17 claim.

18 5. On the claim of **Unconstitutional Custom, Practice, or Policy** [*Monell*
19 **Liability**] (42 U.S.C. § 1983) by plaintiff HELEN ABASCAL against defendants
20 COUNTY OF LOS ANGELES (including its LOS ANGELES COUNTY
21 SHERIFF’S DEPARTMENT), and DOES 11-20 [Sixth Cause of Action], the Court
22 hereby enters **Judgment in favor of Defendants** on this cause of action and all claims
23 therein. Accordingly, Plaintiff shall recover nothing as to this claim.

24 6. On the claim of **Municipal Liability for Failure to Train** [*Monell*
25 **Liability**] (42 U.S.C. § 1983) by plaintiff HELEN ABASCAL against defendants
26 COUNTY OF LOS ANGELES (including its LOS ANGELES COUNTY
27 SHERIFF’S DEPARTMENT), and DOES 11-20 [Seventh Cause of Action], the
28

1 Court hereby enters **Judgment in favor of Defendants** on this cause of action and all
2 claims therein. Accordingly, Plaintiff shall recover nothing as to this claim.

3 7. On the claim of **Municipal Liability -- Ratification** [*Monell Liability*]
4 (42 U.S.C. § 1983) by plaintiff HELEN ABASCAL against defendants COUNTY OF
5 LOS ANGELES (including its LOS ANGELES COUNTY SHERIFF'S
6 DEPARTMENT), and DOES 11-20 [Eighth Cause of Action], the Court hereby
7 enters **Judgment in favor of Defendants** on this cause of action and all claims
8 therein. Accordingly, Plaintiff shall recover nothing as to this claim.

9 8. On the claim of **Battery** (Cal. Gov't Code §§ 820, 815.2, and California
10 Common Law) by plaintiff HELEN ABASCAL against defendants DEPUTY
11 HERNAN SEBASTIANI, DEPUTY DAVID ALBARRAN, DEPUTY JUAN
12 ZAMORA, DEPUTY ROLANDO IGLESIAS, and SERGEANT MARCOS
13 ROSALES, and vicariously against defendant COUNTY OF LOS ANGELES
14 (including its LOS ANGELES COUNTY SHERIFF'S DEPARTMENT) [Ninth
15 Cause of Action], the Court hereby enters **Judgment in favor of Defendants** on this
16 cause of action and all claims therein. Accordingly, Plaintiff shall recover nothing as
17 to this claim.

18 9. On the claim of **Negligence** (Cal. Gov't Code §§ 820, 815.2, and
19 California Common Law) by plaintiff HELEN ABASCAL against defendants
20 DEPUTY HERNAN SEBASTIANI, DEPUTY DAVID ALBARRAN, DEPUTY
21 JUAN ZAMORA, DEPUTY ROLANDO IGLESIAS, and SERGEANT MARCOS
22 ROSALES, and vicariously against defendant COUNTY OF LOS ANGELES
23 (including its LOS ANGELES COUNTY SHERIFF'S DEPARTMENT) [Tenth
24 Cause of Action], the Court hereby enters **Judgment in favor of Defendants** on this
25 cause of action and all claims therein. Accordingly, Plaintiff shall recover nothing as
26 to this claim.

27 10. On the claim of Violation of Cal. Civ. Code § 52.1 and California
28 Common Law (Intentional Interference with Exercise of Constitutional Rights) [**Bane**

1 **Act Violation**], by plaintiff HELEN ABASCAL against defendants DEPUTY
2 HERNAN SEBASTIANI, DEPUTY DAVID ALBARRAN, DEPUTY JUAN
3 ZAMORA, DEPUTY ROLANDO IGLESIAS, and SERGEANT MARCOS
4 ROSALES, and vicariously against defendants COUNTY OF LOS ANGELES
5 (including its LOS ANGELES COUNTY SHERIFF'S DEPARTMENT) [Eleventh
6 Cause of Action], the Court hereby enters **Judgment in favor of Defendants** on this
7 cause of action and all claims therein. Accordingly, Plaintiff shall recover nothing as
8 to this claim.

9 11. In light of the fact that the jury did not find any constitutional violation
10 here, as to the claim for attorney's fees by Plaintiff, the **Court hereby enters**
11 **Judgment in favor of Defendants**, and Plaintiff shall not recover any such fees.

12 12. In light of the fact that the jury did not find any predicate for such
13 damages, as to the claim for punitive damages by Plaintiff, the **Court hereby enters**
14 **Judgment in favor of Defendants**, and Plaintiff shall not recover any such damages.

15 13. To the extent any other claim or cause of action not otherwise specified
16 herein above remained at issue in this action at the time of Trial, including but not
17 limited to any other claims for damages, the **Court hereby enters Judgment in favor**
18 **of Defendants** as to all remaining claims, and Plaintiffs shall not recover any such
19 damages or other relief thereon.

20 **IT IS SO ORDERED AND ADJUDGED.**

21 DATED: April 30, 2025 **UNITED STATES DISTRICT COURT,**
22 **CENTRAL DISTRICT OF CALIFORNIA**

23
24 By: 

25 Hon. Hernán D. Vera
26 UNITED STATES DISTRICT JUDGE
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